

LABOUR DEPARTMENT

The 28th February, 1968

No. 1865-3Lab-68/5304.—In supersession of Haryana Government notification No. 676-3Lab-68/1830, dated the 22nd January, 1968 and in pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the President of India is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Haryana, Chandigarh in respect of the dispute between the workmen and the management of M/s Seth Kanahya Lal Iron and Steel Company, Gurgaon.

BEFORE SHRI K. L. GOSAIN, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, CHANDIGARH

REFERENCE NO. 48 OF 1967

between

THE WORKMEN AND THE MANAGEMENT OF M/S SETH KANAHYA LAL IRON AND STEEL
COMPANY, GURGAON

Present.—

Shri R. S. Lakhota, for the management.

Shri C. B. Kaushik, for the workmen.

AWARD

An industrial dispute, having come into existence between the workmen and the management of M/s Seth Kanahya Lal Iron and Steel Company Gurgaon, over the following items the same was referred for adjudication to this tribunal under clause (d) of sub section 1 of section 10 of the Industrial Disputes Act, 1947,—vide Haryana Government notification No. 192 ST-III-Lab-67/11122, dated 24th April, 1967:—

1. Whether the termination of services of the workers mentioned in the enclosed list is justified and in order? If not, to what relief they are entitled?
2. Whether any break in the continuity of services of the workers mentioned in the enclosed list has been brought about by the management illegally and unjustified? If so, to what relief they are entitled.

On receipt of the reference in this Tribunal usual notices were issued to the parties and in response to the same the workmen filed their statement of claims and the management filed their written statement to the same. Necessary issues were then framed and the parties were called upon to lead their evidence in respect of the same. Before the date fixed for the recording of evidence the parties wrote to this tribunal that they had settled the dispute and that a settlement deed had been regularly executed by them. On the date fixed for evidence the representatives of both the parties stated before me that the dispute had been amicably settled between them on terms and conditions contained in Ex. A and both of them desired that an award may be made in terms of the said document. I accordingly make my award in terms of Ex. A which shall form a part and parcel of this award and shall be published as an annexure to the same.

No order as to costs.

Dated the 16th January, 1968

K. L. GOSAIN,

Presiding Officer,

Industrial Tribunal, Haryana,
Chandigarh.

No. dated Chandigarh, the

The award be submitted to the Secretary to Government, Haryana, Labour and Employment Department, Chandigarh as required by section 15 of the Industrial Disputes Act, 1947.

K. L. GOSAIN,

Presiding Officer,

Industrial Tribunal, Haryana,
Chandigarh.

ANNEXURE A
MEMORANDUM OF SETTLEMENT

Names of the parties:

- | | |
|---------------------------|--|
| 1. Representing Employers | (1) R. S. Lakhotia,
Authorised Representative,
Seth Kanahiya Lal Iron and
Steel Co., GURGAON. |
| 2. Representing Employees | (2) Shri C. B. Kaushik,
General Secretary,
Engineering Mazdoor Union, GURGAON. |

SHORT RECITAL OF THE CASE

The workmen raised demands dated 8th February, 1967 and 13th February, 1967 against the management, which were referred to adjudication to the Industrial Tribunal, Haryana. The reference was registered with the said Tribunal as 48 of 1967. During the pendency of the adjudication proceedings some of the workmen settled their full and final accounts with the management and thereafter both the parties discussed the cases of remaining workmen and have come to the following settlement.

TERMS OF SETTLEMENT

1. That it is confirmed that the following workers have already settled their full and final accounts with the management and no any claim rests in respect of them:

1. Shri Rajpal Singh, son of Bharat Singh
2. Shri Ran Singh, son of Ram Swaroop
3. Shri Bir Singh, son of Rattan Singh
4. Shri Rajbir, son of Ram Swaroop
5. Shri Banwari, son of Seo Ram
6. Shri Surajbhan, son of Chiranjee Lal
7. Shri Maman Singh, son of Sultan Singh
8. Shri Hari Singh, son of Musadi Singh
9. Shri Ram Ratan, son of Ramavtar
10. Shri Gajraj Singh, son of Durjan Singh
11. Shri Dan Singh, son of Saledi Singh
12. Shri Kishori Lal, son of Chiranji Lal
13. Shri Raj Singh, son of Maluk Singh
14. Shri Balwant Singh, son of Chandva Singh
15. Shri Gajraj Singh, son of Alband Singh
16. Shri Dharampal Singh, son of Alband Singh
17. Shri Kishori Lal Gupta
18. Shri Prabhati, son of Ram Saran
19. Shri Megh Singh, son of Ram Nath Singh
20. Shri Kishan, son of Shehzad
21. Shri Shiv Ram, son of Shambhu Ram
22. Shri Raju, son of Chhajan Singh
23. Shri Sheoraj Singh, son of Devi Singh
24. Shri Bir Singh, son of Devi Singh
25. Shri Ratan Singh, son of Badlu Ram

26. Shri Om Prakash, son of Sukhdev
27. Shri Manik Singh, son of Chattan Singh
28. Shri Ram Kishan, son of Ram Swaroop
29. Shri Chandrabhan, son of Ram Singh
30. Shri Arjun Lal, son of Lakshman Prashad
31. Shri Mahadev, son of Bindeshwari
32. Shri Dharam Pal, son of Bachan Singh
33. Shri Mange Ram, son of Hari Singh
34. Shri Khacheru Ram, Labour
35. Shri Hari Ram, son of Gordhan
36. Shri Kalu Ram, son of Misaria
37. Shri Amar Singh, son of Hukam Singh
38. Shri Bijal Singh, Labour
39. Shri Budh Singh, Labour

2. The following workmen shall be paid amounts shown against their respective names in full and final settlement of all the claims against the management including reinstatement or reappointment :

Serial No.	Names	Father's name	Amount to be paid
1	Shri Om Prakash	Surat Singh	Rs 150
2	Shri Lal Chand	Teka Ram	50
3	Shri Chhidda Singh	Mukandi Singh	50
4	Shri Gurnam Singh	Chandan Singh	50
5	Shri Deshraj	Prahlad	50
6	Shri Jinarain	Bhed Singh	50
7	Shri Nimar Dass	Ramdin	50
8	Shri Malkhan Singh	Jwan Singh	100
9	Shri Ramasre	Ram Nath	50
10	Shri Ram Kishan	Teka Ram	150
11	Shri Sohan Singh	Deedar Singh	100
12	Shri Ram Dayal	Rambharosey	100
13	Shri Rampat	Prabhu Ram	150
14	Shri Moti Lal	Chiranji Lal	50
15	Shri Khem Chand	Puran Chand	25
16	Shri Ram Sunder	Pudai	25

3. Both the parties shall send seven copies of this agreement to the Hon'ble Industrial Tribunal, Haryana, Chandigarh, with a request to pass an award on the terms of settlement mentioned above.

Dated 18th December, 1967.

Witnesses :

1. (Sd.) ... 13 Kabool Nagar, Shahdara, Delhi-32
2. (Sd.) ... 9/571, Railway Road, Gurgaon.

Signature of the parties:

(Sd.) ...

Management Representative.

(Sd.) ...

Workmen's Representative.

R. I. N. AHOOJA. Secy.